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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Doms et al.**

Serial No.: **10/032,311**

Group Art Unit: **1648**

Filed: **December 21, 2001**

Examiner: **Jeffrey Parkin**

Title: **LIOPARTICLE COMPRISING A PROTEIN AND METHODS OF MAKING AND USING THE SAME**

Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Dear Sir:

DECLARATION OF TREVOR L. HOFFMAN, JOSEPH RUCKER, AND ROBERT W. DOMS

We, Trevor L. Hoffman, Joseph Rucker, And Robert W. Doms do hereby declare as follows:

1. We are named co-inventors of U.S. application serial number 10/032,311 filed December 21, 2001 entitled "Lipoparticle Comprising A Protein And Methods Of Making And Using The Same."
2. We are co-authors of Hoffman et al., Proc. Natl. Acad. Sci. U. S. A., 97(21): 11215-11220 (hereinafter, the "Hoffman reference").
3. The authors listed in the Hoffman reference but who are not listed as inventors in U.S. Application No. 10/032,311 (*i.e.*, Gabriela Canziani and Li Jia) are not co-inventors of the subject matter described therein or in pending claims of U.S. Application No. 10/032,311. Rather, at the time the subject matter reported upon in the Hoffman reference was performed, the listed authors

who are not inventors of subject matter disclosed in U.S. Application No. 10/032,311 were working under the direction and/or supervision of at least one of the presently named inventors.

4. We declare that all statements made herein are of our own knowledge true and statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Trevor L. Hoffman

Date

Joseph Rucker
Joseph Rucker

10/14/2008
Date

Robert W. Doms

Date